

**LEONARD  
& PROEHL**

PATENTS TRADEMARKS COPYRIGHTS

3500 South First Avenue Circle - Suite 250  
Sioux Falls, South Dakota 57105-5802RECEIVED  
CENTRAL FAX CENTER

APR 12 2005

Date :

4/12/2005

Fax Number:

(703) 872-9306

To

MAIL STOP AMENDMENTEXAMINER Tho V. Duong TC/A.U. 3743

From:

☒

Jeff Proehl

☐ Mark Ekse☐ Robert K. Huck☐ Stephanie Voigt☐ Cheryl Edblom☐ Other

RE:

Appln. No. 10/765,432 Filing Date: 1/27/2004 Applicant: M. DAPACH1) FREE TRANSMITTAL2) AMENDMENTTotal Number of Pages (Including cover sheet): 11

(Please call us as soon as possible if you do not receive all pages).

Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office to:

☒

FAX No. (703) 872-9306

or

FAX No. (703) \_\_\_\_\_

on the

12

of

APRIL

, 2005.

Signature

Printed Name

PRIVILEGE AND CONFIDENTIALITY NOTICE

The information contained in this fax message is privileged and confidential information intended only for the use of the individual or entity named below. If the reader of this fax message is not the intended recipient, or the employee agent responsible to deliver to the intended recipient, you are hereby on notice that you are in possession of the confidential and privileged information. Any dissemination, distribution or copying of this communication is strictly prohibited. You will immediately notify the sender by telephone of your inadvertent receipt. Return the original fax message to sender at the address herein given via the United States Postal Service.

Leonard &amp; Proehl, Prof. L.L.C.

3500 S. First Avenue Circle  
Suite 250  
Sioux Falls, SD 57105-5802

(605) 339-2028

Fax -- (605) 336-1931

www.getfnow.com

PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). <h1 style="text-align: center;">FEE TRANSMITTAL</h1> <h2 style="text-align: center;">For FY 2005</h2>		<b>Complete If Known</b> Application Number: 10/765,432 Filing Date: 01/27/2004 First Named Inventor: RAPAICH, Mark Examiner Name: DUONG, Tho V. Art Unit: 3743 Attorney Docket No.: P1974US01	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27			
TOTAL AMOUNT OF PAYMENT (\$) 200.00			

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 50-0439 Deposit Account Name: Gateway, Inc.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## FEE CALCULATION

## 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

## 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180
<b>Total Claims</b>		
Extra Claims	Fee (\$)	Fee Paid (\$)
- 20 or HP =	x	=
HP = highest number of total claims paid for, if greater than 20.		
<b>Indep. Claims</b>		
Extra Claims	Fee (\$)	Fee Paid (\$)
- 3 or HP =	x	=
HP = highest number of independent claims paid for, if greater than 3.		

## 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

## 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge):

SUBMITTED BY		Registration No.	Telephone (605) 339-2028
Signature		(Attorney/Agent) 35,987	
Name (Print/Type)	Jeffrey A. Proehl		Date April 12, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-LPTA-0100 and select option 2.

Appln. No. 10/765,432  
Amendment dated April 12, 2005  
Reply to Office Action mailed January 12, 2005

RECEIVED  
CENTRAL FAX CENTER  
APR 12 2005

Attorney's Docket No. 25-0039  
Client's Docket No. P1974US01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No. 10/765,432 )  
First Named Applicant: MARK RAPAICH )  
Filed: 1/27/2004 )  
For: PORTABLE AUGMENTED SILENT )  
COOLING DOCKING STATION )  
TC/A.U.: 3743 )  
Examiner: Duong, Tho V )

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT**

Sir:

Responsive to the Office Action mailed January 12, 2005, please  
amend the application as follows:

**Amendments to the Specification:** None.

**Amendments to the Claims** are reflected in the listing of claims which  
begins on page 2 of this paper.

**Amendments to the Drawings:** None.

**Remarks/Arguments** begin on page 7 of this paper.